

# Yeshiva D'Monsey

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To: Marlene H. Dortch, Secretary

Federal Communications Commission

Office of the Secretary

445 12th Street, SW

Washington, DC 20554

**Subject: Appeal of USAC Funding Decision - Docket 02-6**

**Request for Reconsideration**

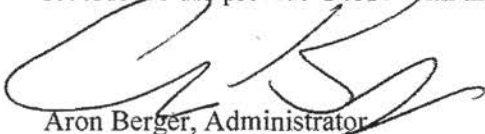
**Request For A Waiver**

On July 28, 2015 we received a demand payment letter from USAC for FRN 1902086 of form 471 # 693241.

The letter gave the following explanation:

During our special compliance review it has been determined that this funding commitment must be reduced by \$25,616.52. Yeshiva DMonsey was only partially eligible for E-rate support in Funding Year (FY) 2009 (7/1/09-6/30/10). FCC rules require that discounts are to be provided only to entities eligible to receive funding. In order to be eligible to receive discounted services per the rules of this program, libraries must demonstrate that they are eligible for assistance from a State library administrative agency under the Library Services and Technology Act (LSTA). Documentation provided by your Regional Library System, Southeastern NY Library Resources Council (SENYLRC), indicates that Yeshiva DMonsey did not become LSTA / E-rate eligible in Fund Year (FY) 2009 until 5/1/2010. Part of your membership with SENYL~C requires members pay annual dues and since you did not satisfy this obligation until 5/1/2010, Yeshiva DMonsey is considered eligible for only 2 months (5/1/2010-6/30/2010) of service in FY 2009. USAC requested documentation to support the service and charges associated with SLD Invoice # 1451836. The applicant failed to respond with supporting documentation within the allotted 15 day time frame, therefore, we are unable to determine if the services within this FRN were delivered to an eligible location during the time when the entity was eligible. Accordingly, USAC will reduce the commitment by \$25,616.52 (\$30,739.82)

We are appealing this decision because the FRN was actually delivered on 06/18/2010. According to our records we did provide USAC with this information.



Aron Berger, Administrator